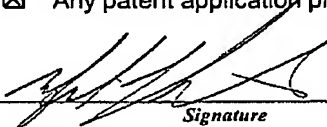


|  |   |                                      |   |  |                           |  |   |
|--|---|--------------------------------------|---|--|---------------------------|--|---|
| <b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>   |   |                                      |   | <b>Docket No.</b><br>P02620  |                           |  |   |
| <b>Applicant(s): Laurence J. Cull</b>  |   |                                      |   |  |                           |  |   |
| <b>Serial No.</b><br>10/017,561  | <b>Filing Date</b><br>December 14, 2001     | <b>Examiner</b><br>Michael H. Thaler |   | <b>Group Art Unit</b><br>3731                                      |                           |  |   |
| <b>Invention:</b><br>TURBINE DRIVEN VITRECTOMY CUTTER  |   |                                      |   | <b>RECEIVED</b><br><b>CENTRAL FAX CENTER</b><br><b>OCT 19 2004</b> |                           |  |   |
| <u>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</u>  |   |                                      |   |  |                           |  |   |
| Transmitted herewith is an amendment in the above-identified application.  |   |                                      |   |  |                           |  |   |
| The fee has been calculated and is transmitted as shown below.   |   |                                      |   |  |                           |  |   |
| <b>CLAIMS AS AMENDED</b>   |   |                                      |   |  |                           |  |   |
|  | <b>CLAIMS REMAINING<br/>AFTER AMENDMENT</b> | <b>HIGHEST #<br/>PREV. PAID FOR</b>  | <b>NUMBER EXTRA<br/>CLAIMS PRESENT</b>  | <b>RATE</b>  | <b>ADDITIONAL<br/>FEE</b> |  |   |
| <b>TOTAL CLAIMS</b>  | 2 -   | 7 =                                  | 0 x   | \$18.00  | \$0.00                    |  |   |
| <b>INDEP. CLAIMS</b>   | 1 -   | 3 =                                  | 0 x   | \$80.00  | \$0.00                    |  |   |
| <b>Multiple Dependent Claims (check if applicable)</b> <input type="checkbox"/>  |   |                                      |   |  | \$0.00                    |  |   |
| <b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>   |   |                                      |   |  | \$0.00                    |  |   |
| <br><input checked="" type="checkbox"/> No additional fee is required for amendment.<br><input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____<br>A duplicate copy of this sheet is enclosed.<br><input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed.<br><input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 02-1425<br>A duplicate copy of this sheet is enclosed.<br><input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16.<br><input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. |   |                                      |   |  |                           |  |   |
| <br>_____<br><i>Signature</i>   |   |                                      | <b>Dated: October 19, 2004</b>  |  |                           |  |   |
| <b>Michael L. Smith</b><br><b>Reg. No. 35,685</b><br><b>Bausch &amp; Lomb Incorporated</b><br><b>One Bausch &amp; Lomb Place</b><br><b>Rochester, New York 14604-2701</b><br><b>TEL: 636-226-3197</b>  |   |                                      | <table border="1" style="width:100%"><tr><td>I certify that this document and fee is being deposited on October 19, 2004 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.</td></tr><tr><td style="text-align: center;"><i>Signature of Person Mailing Correspondence</i><br/><br/><b>Carla S. Young</b><br/><i>Typed or Printed Name of Person Mailing Correspondence</i></td></tr></table> |  |                           | I certify that this document and fee is being deposited on October 19, 2004 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231. | <i>Signature of Person Mailing Correspondence</i><br><br><b>Carla S. Young</b><br><i>Typed or Printed Name of Person Mailing Correspondence</i> |
| I certify that this document and fee is being deposited on October 19, 2004 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.   |   |                                      |   |  |                           |  |   |
| <i>Signature of Person Mailing Correspondence</i><br><br><b>Carla S. Young</b><br><i>Typed or Printed Name of Person Mailing Correspondence</i>  |   |                                      |   |  |                           |  |   |
| CC: .  |   |                                      |   |  |                           |  |   |

P11LARGE/REV06

**RECEIVED  
CENTRAL FAX CENTER****OCT 19 2004****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****Application of: Laurence J. Cull****Examiner: Thaler, Michael H.****Serial No.: 10/017,561****Atty. Docket No.: P02620****Filed: December 14, 2001****Art Unit: 3731****For: TURBINE DRIVEN VITRECTOMY  
CUTTER****AMENDMENT AFTER FINAL****Commissioner of Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450****HONORABLE SIR:**

This Amendment is in response to the Final Office Action mailed July 20, 2004.

Please amend the application as follows: